

(D.B.)

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

**O.A. Nos. 267 /11, 268/11, 269/11, 591/12,  
614/12, 620/12, 647/12, 836/12, 54/13, 55/13,  
56/13, 75/13, 76/13, 77/13, 548/13, 549/13,  
550/13, 551/13, 775/13 and 805/14**

Heard Shri P.P. Khaparde, Id. counsel holding for Shri G.G. Bade Id. counsel for the applicants in respective matters, none for the applicants in respective matters and Shri S.A. Sainis, Id. P.O. and other Id. P.Os. for the respondents in the respective O.As.

2. At the request of learned counsel for the applicants in respective matters, **S.O. Next week** along with other connected matters.

These matters tagged along with O.A.790/2017 (SB).

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 610/2019 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

There is a leave note from Shri S.P. Palshikar, Id. counsel for the applicant. Shri H.K. Pande, Id. P.O. for the respondents.

At the request of learned P.O., **S.O. two weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. St. 2649/19 (D.B.)

**Coram:** Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)

**Dated :** 03/02/2020.

**C.A. 493/2019 -**

None for the applicant. Shri M.I. Khan, Id.  
P.O. for the respondents.

At the request of Id. P.O., **S.O. one week**  
for filing reply on C.A.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 1049/2019 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri S.S. Pawale, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. three weeks** for filing reply.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 14/2020 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri C.A. Babrekar, Id .counsel for the applicant and Shri P.N. Warjurkar, Id. P.O. for R-1. Await service of R-2 to 5.

2. The learned counsel for the applicant submits that the respondent nos.2 to 5 have served and he will file service affidavit during the course of day.

3. At the request of Id. P.O., **S.O. three weeks** for filing reply.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 209/2019 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. three weeks** for filing reply.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 851/2019 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Heard Shri A.P. Sadavarte, Id. counsel for the applicant and Shri M.I. Khan, Id. P.O. for the respondents.

The learned P.O. submitted that the respondents have filed reply.

The matter is admitted and it be kept for final hearing.

The learned P.O. waives notice for the respondents.

In the meantime, the applicant is at liberty to file rejoinder, if any.

**S.O. four weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 756/2019 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri A.P. Sadavarte, Id .counsel for the applicant and Shri H.K. Pande, Id. P.O. for the respondents.

2. It appears that as per the order dated 04/12/2019 the learned counsel for the applicant has filed amended copy of the O.A. It is taken on record. Copy is served to the other side.

3. The Id. P.O. seeks three weeks time to file reply. At his request, **S.O. three weeks**.

**Member (J)**

**Vice-Chairman**

dnk.



O.A. 01/2020 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri A.P. Sadavarte, Id. counsel for the applicant, Shri P.N. Warjurkar, Id. P.O. for R-1 to 3 and Shri Sunil Pande, Id .counsel appears on behalf of R-4.

At the request of Id. P.O. and learned counsel for R-4, **S.O. four weeks** for filing reply.

**Member (J)**

**Vice-Chairman**

dnk.

**C.P. 37/19 in O.A. 607/2017 (D.B.)**

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Mrs. M.D. Awachate, Id. counsel for the applicant, Shri M.I. Khan, Id. P.O. for R-1 to 3 and Shri J. Mokadam, Id .counsel for R-4.

At the request of Id. counsel for the applicant, **S.O. three weeks.** for filing rejoinder on the submission of R-4.

**Member (J)**

**Vice-Chairman**

dnk.

**C.P. 32/19 in O.A. 542/2017 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Heard Shri Bharat Kulkarni, Id. counsel for the applicants and Shri P.N. Warjurkar, Id .P.O. for the respondents.

2. The learned P.O. has produced letter dated 31/01/2020 (P-48) written by the Joint Director, Health Services, Pune. In this letter, it is mentioned that approval is given by the Government to challenge the decision in O.A.542/2017. In the interest of justice, two weeks time is granted to the respondents to bring stay order from the Hon'ble High Court.

**S.O. 17/02/2020.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 55/2020 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Heard Shri W.G. Paunikar, Id. counsel for the applicant and Shri S.A. Deo, Id. CPO for the State.

2. It is grievance of the applicant that the respondents are attempting to take coercive action against the applicant. The action of the respondents is revengeful and therefore the respondents be restrained from taking any coercive action against the applicant. We have perused Annex-A-18. After reading this documents, it seems that the disciplinary proceeding was initiated against the applicant in the month of February,2019. In this document, it is specifically mentioned that on five occasions the letters were issued by the office to the applicant, but no heed was paid by the applicant. It is also alleged in this letter that on 28/12/2019 Police Head Constable Shri Bhaskar Selote visited house of the applicant, but she refused to collect the notice. Considering these facts, in our opinion it is not suitable to grant any interim relief without hearing the respondents.

3. Issue notice to R-2 & 3, returnable **after one week.** Learned C.P.O. waives notice for R-1. Hamdast allowed.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

5. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules, 1988, and the questions such as limitation and alternate remedy are kept open.

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date. Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

**S.O. after one week.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 660/2014 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri R.V. Shiralkar, Id. counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

At the request of Id. P.O., **S.O. Next week.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 370/2016 (D.B.)

**Coram: Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri A.D. Girdekar, Id. counsel for the applicant, Shri V.A. Kulkarni, Id. P.O. for R-1 to 4 and none for R-5.

At the request of learned counsel for the applicant, **S.O. two weeks.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 601/2018 (D.B.)

**Coram:** Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)

**Dated :** 03/02/2020.

Shri A.D. Girdekar, Id .counsel holding  
for Shri T.U. Tathod, Id .counsel for the applicant  
and Shri H.K. Pande, Id. P.O. for the  
respondents.

At the request of Id. P.O., **S.O. Next  
week.**

**Member (J)**

**Vice-Chairman**

dnk.



O.A. 723/2018 (D.B.)

**Coram:** Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)

**Dated :** 03/02/2020.

Shri N.R. Saboo, Id .counsel for the  
applicant and Shri V.A. Kulkarni, Id. P.O. for  
R-1&2. None for R-3.

At the request of learned P.O., **S.O. Next  
week.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 579/2018 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Heard Shri D.M. Kakani, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the respondents.

2. It appears from the order dated 18/07/2016 in MCA (Review) No. 856/2014 in Writ Petition No.4830/2012 delivered by the Hon'ble High Court, Bench at Nagpur following Para has been mentioned in first para :-

*"In response to the order dated 24/06/2016, the learned Government Pleader Smt. Bharti Dangre has appeared in this matter and submits that the Director and the Secretary of the Department are personally present before this Court. After taking instructions from them, a categorical statement is made by the learned Government Pleader before this Court that all the thirteen complainants shall be regularized in service on the posts of Nurses within a period of one month from today on the same terms and conditions on which the other 5,767 Nurses have been regularized all over the State. The statement made before this Court is accepted as an undertaking to this Court".*

3. The learned P.O. is directed to take instructions from the Department that when they have given undertaking before the Hon'ble High Court

then why 13 Complainants/ Applicants have not been regularized in service on the same terms and conditions on which the other 5,767 Nurses have been regularized all over the State.

**S.O. two weeks.**

Steno copy is granted to the Id. P.O.

**Member (J)**

**Vice-Chairman**

dnk.

O.A. 466/2019 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Heard Shri R.V. Shiralkar, learned counsel for the applicant and Shri V.A. Kulkarni, learned P.O. for the respondents.

**Closed for orders.**

**Member (J)**

**Vice-Chairman**

dnk.

**O.A. 587/2018 (D.B.)**

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Heard Shri A.P. Sadavarte, learned counsel for the applicant and Shri S.A. Sainis, Id. P.O. for the respondents.

2. The learned P.O. is directed to produce original letter dated 28/02/2018 (P-26) written by the respondent no.2 to the applicant.

**S.O. 18/02/2020.**

**Member (J)**

**Vice-Chairman**

dnk.

O.A. Nos.917 & 918 of 2017 (D.B.)

**Coram:Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)**

**Dated : 03/02/2020.**

Shri P.V. Kaslikar, learned counsel for the applicants and Shri V.A. Kulkarni, learned P.O. for the respondents.

At the request of learned P.O., **S.O.**  
**10/02/2020.**

**Member (J)**

**Vice-Chairman**

dnk.

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O.A. Nos. 58 to 63 of 2020(D.B.)

**Coram:** Shri Shree Bhagwan,  
Vice-Chairman and  
Shri A.D. Karanjkar,  
Member(J)

**Dated :** 03/02/2020.

Heard Ms. Rane, learned counsel for the applicants and Shri S.A. Deo, Id. CPO for the State.

**S.O. 04/02/2020.**

**Member (J)**

**Vice-Chairman**

dnk.

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**O.A.No.718/2018 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri A.S.Deshpande, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. two weeks.**

**Vice Chairman**

**Date:-03/02/2020.**  
aps.



**O.A.No.864/2018 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri R.S.Suryawanshi, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the State. Notices are yet not collected by R-1 to 3.

2. **S.O. two weeks.**

**Vice Chairman**

**Date:-03/02/2020.**  
aps.

**O.A.Nos.958&959/18&284/19 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :03/02/ 2020.**

Heard Shri S.S.Patil, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents and Shri A.P.Kalmegh, the Id. counsel for the respondent no. 6 in O.A. No. 284/2019.

2. **S.O. 17.02.2020.**

**Vice Chairman**

**Date:-03/02/2020.**

aps.

**O.A.No.01/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri G.K.Bhusari, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. three weeks.**

**Vice Chairman**

**Date:-03/02/2020.**

aps.

**O.A.No.915/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :03/02/ 2020.**

Heard Shri S.C.Deshmukh, the Id. Counsel for the applicant and Shri V.A.Kulkarni, the Id. P.O. for the respondents.

2. The Id. P.O. has placed on record letter dated 02.02.2020 from Superintendent, Prison-1, Wardha District and annexed the order dated 31.01.2020 by respondent no. 1 i.e. Government of Maharashtra as directions given in the order dated 03.01.2020. The applicant grievances have been redressed and hence **O.A. is disposed of with no order as to costs.**

**Date:-03/02/2020.**  
aps.

**Vice Chairman**

**O.A.No.919/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri R.M.Fating, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents.

2. At the request of Id. P.O., **S.O. two weeks.**

**Vice Chairman**

**Date:-03/02/2020.**  
aps.

O.A.No.969/2019 (S.B.)

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri A.D.Tote, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. At the request of both the counsels, **S.O. two weeks.**

**Vice Chairman**

**Date:-03/02/2020.**

aps.

**O.A.No.762/2018 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

None for the applicant. Shri S.A.Sainis, the Id.  
P.O. for the State. Await service of respondent nos. 2  
& 3.

2. S.O. four weeks.

**Vice Chairman**

**Date:-03/02/2020.**  
aps.

**O.A.No.566/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :03/02/ 2020.**

Heard Shri A.P.Sadavarte, the Id. Counsel for the applicant, Shri S.A.Sainis, the Id. P.O. for the respondent nos. 1 to 3 and Shri M.Shaikh and Y.P.Kaslikar holding for Shri R.D.Tajne, the Id. counsel for the respondent nos. 4 & 5.

2. The Id. counsel for the respondent nos. 4 & 5 i.e. Shri Y.P.Kaslikar seeks permission to withdrawn his name from respondent nos. 4 & 5. He is permitted to withdraw the same.

3. The Id. counsel for the respondent nos. 4 & 5 i.e. Shri M.Shaikh requires some time to file the reply. The Id. counsel for the applicant submits that he has filed service affidavit long back i.e. 07/08/2019. However, due to non availability of reply of respondent nos. 4 & 5, matter is pending. The Id. counsel for the respondent nos. 4 & 5 is directed to file reply within three weeks.

4. The issue involved is Interest on delayed payment on his retiral benefit. All the retiral benefits had been paid and applicant has approached to this Tribunal for interest part. The Id. counsel for the applicant has brought my attention towards P.B., Pg. No. 8 where chart is there for calculating interest. As per his intimation, the Id. counsel for the respondent nos. 4 & 5 are directed to prepare such chart after making chart and filing reply, matter be heard.



5. S.O. 24.02.2020.

Date:-03/02/2020.  
aps.

**Vice Chairman**

**O.A.No.437/2016 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :03/02/ 2020.**

Heard Shri G.K.Bhusari, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

2. As per the directions given in order dated 03.01.2020, the Id. counsel for the applicant has filed death certificate of the applicant which is marked Exh. 1 for the purpose of identification. As per this certificate applicant died on 06.02.2007. The Id. counsel for the applicant has filed zerox copy of service book of the applicant which is mark Exh. – 2 for the purpose of identification. As per this page applicant D.O.B. is shown as 15.03.1951 after completion of 58 years applicant have superannuate from service on 31.03.2009.

3. The Id. P.O. is directed to get information when legal heirs certificate was submitted by the respondents for payment of gratuity amount as per record the gratuity was paid on 20.03.2015 amounted Rs. 4,80,000/- after submission of legal heirs report, respondents have to calculate that how much delay occurred till 20.04.2015 and for how many months respondents are responsible for delayed payment. So that interest should be calculated.

4. S.O. four weeks.

**Vice Chairman**

**Date:-03/02/2020.**

aps.

**O.A.No.915/2018 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman**  
**Dated :03/02/ 2020.**

Heard Shri V.Anand, the Id. Counsel for the applicant and Shri S.A.Sainis, the Id. P.O. for the respondents.

2. As per the previous order dated 03.01.2020, the Id. P.O. was directed to place on record application of respondent no. 5 regarding changing his interview date from 11/04/2018 to 11/04/2018. The Id. P.O. submits that he is yet to receive the documents. In view of this, **S.O. 13.02.2020.**

**Vice Chairman**

**Date:-03/02/2020.**  
aps.

**O.A.No.452/2016 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri Y.P.Kaslikar, the Id. Counsel for the applicant and Shri M.I.Khan, the Id. P.O. for the respondents.

2. At the request of Id. counsel for the applicant, **S.O. 17.02.2020.**

**Vice Chairman**

**Date:-03/02/2020.**

aps.

**O.A.No.726/2017 with C.A.549/17 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri A.P.Sadavarte, the Id. Counsel for the applicant, Shri A.P.Potnis, the Id. P.O. for the respondent nos. 1 to 3 and A.S.Deshpande, the Id. counsel for the respondent no. 4.

2. **S.O. 26.02.2020.**

**Vice Chairman**

**Date:-03/02/2020.**

aps.

**O.A.No.307/2019 (S.B.)**

**Coram:Shri Shree Bhagwan, Vice Chairman  
Dated :03/02/ 2020.**

Heard Shri R.R.Changule, the Id. Counsel for the applicant and Shri A.P.Potnis, the Id. P.O. for the respondents.

2. **S.O. 05.02.2020 for re-hearing.**

**Vice Chairman**

**Date:-03/02/2020.**  
aps.

**O.A. No.677/2017 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri A.P. Potnis, learned Presenting Officer for Respondents No.1 and Shri H.D. Marathe, learned Advocate for Respondent No.2. None for the Applicant and respondents no.3 to 5.

2. Ld. PO & Ld. Advocate for Respondent No.2 seeks two weeks time to file reply.

3. **S.O. to two weeks.**

**Member (J)**

(sgj)



**O.A. No.787/2018 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri A.M. Khadatkar, learned Presenting Officer for Respondents No.1 to 3. None for applicant and respondents no.4 & 5.

2. Ld. PO files reply on behalf of respondent no.3 and seeks time to file reply on behalf of respondent no.1 & 2.

3. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.956/2018 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri P.N. Warjekar, learned Presenting Officer for the Respondents. None for the Applicant.

2. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.588/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri Kasilkar, learned Advocate holding for Shri P.S. Patil, learned Advocate for the Applicant and Shri A.P. Potnis, learned Presenting Officer for the Respondents.

2. Ld. PO files reply on behalf of respondents no.1 to 3.

3. **OA is admitted. To come up for final hearing in due course.**

**Member (J)**

(sgj)

**O.A. No.776/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri A.M. Khadatkar, learned Presenting Officer for the Respondents. None for the Applicant.

2. Service report of respondents no.2 & 3 is not filed.
3. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.786/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

None for the Applicant. Heard Shri M.I. Khan, learned Presenting Officer for the Respondents.

2. Ld. PO seeks three weeks time to file reply.
3. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.811/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

None for the Applicant. Heard Shri A.M. Khadatkar, learned Presenting Officer for the Respondents.

2. Ld. PO seeks three weeks time to file reply.
3. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.12/2020 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri D.P. Dapurkar, learned Advocate for the applicant and Shri P.N. Warjekar, learned Presenting Officer for the Respondents.

2. Ld. Advocate for the applicant submits that he would file service affidavit after two days. Ld. PO seeks three weeks time to file reply. In the meantime the respondents are directed to consider the representation of the applicant dated 19.7.2019 till next date.

3. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.56/2020 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Smt. K.N. Saboo, learned Advocate for the Applicant and Shri S.A. Deo, learned Chief Presenting Officer for the Respondents.

2. Issue notice to R-2 & 3, returnable in **three weeks**. Learned C.P.O. waives notice for R-1. Hamdast allowed.
3. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.
4. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.
5. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal



(Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.

6. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

7. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date, Original Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

8. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.57/2020 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Smt. K.P. Wathore, learned Advocate for the Applicant and Shri S.A. Deo, learned Chief Presenting Officer for the Respondents.

2. I have perused the order passed in OA No.300/19. All the points which are raised by the applicant were considered while deciding OA No.300/19 and ultimately it was held that there was no substance in the contention that the transfer of the applicant was illegal. However, in the interest of justice liberty was given to the applicant to make fresh representation for convenient posting. Now it seems that the respondents have shown their inability to give convenient posting to the applicant. After perusing the representation dated 8.11.2019 it seems that it is insistence of the applicant that posting be given to him in Nagpur or Amravati Division on the vacant post. In my opinion when

applicant was due transfer the applicant cannot insist that he must be posted in a particular region. The Government is the master and Government has right to decide which officer is suitable at which post. In view of this, in my opinion, this is not a fit case for grant of interim relief.

3. Issue notice to R-2 , returnable in **three weeks**. Learned C.P.O. waives notice for R-1. Hamdast allowed.

4. Tribunal may take the case for final disposal at this stage and separate notice for final disposal shall not be issued.

5. Applicant is authorized and directed to serve on Respondents intimation / notice of date of hearing duly authenticated by Registry, along with complete paper book of O.A. Respondent is put to notice that the case would be taken up for final disposal at the stage of admission hearing.

6. This intimation / notice is ordered under Rule 11 of the Maharashtra Administrative Tribunal (Procedure) Rules,1988, and the questions such as limitation and alternate remedy are kept open.

7. The service may be done by Hand delivery, speed post, courier and acknowledgement be obtained and produced along with affidavit of compliance in the Registry within one week. Applicant is directed to file Affidavit of compliance and notice.

8. In case notice is not collected within **three days** and if service report on affidavit is not filed **three days** before returnable date, Original

Application shall stand dismissed without reference to Tribunal and papers be consigned to record.

9. **S.O. to three weeks.**

**Member (J)**

(sgj)

**O.A. No.483/2018 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Shri Y.P. Kaslikar, learned Advocate for the Applicant and Shri V.A. Kulkarni, learned Presenting Officer for the Respondents.

2. Ld. PO submits that in this matter Shri A.M. Ghogre, is appointed as Ld. PO and he is not present. Matter be taken up on board on 10.2.2020.

3. **S.O. to 10.2.2020.**

**Member (J)**

(sgj)

**O.A. No.683/2018 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

None for the Applicant. Heard Shri A.P. Potnis, learned Presenting Officer for the Respondents.

2. Ld. PO has produced letter written by Administrative Officer, Police Commissionerate. It seems that till today regular pension is not authorised. Under these circumstances the respondents are directed to release the regular pension within 30 days from the date of this order.

3. **S.O. to 30 days.** Steno copy to be supplied.

**Member (J)**

(sgj)

**O.A. No.949/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard P. Mehta, learned Advocate for the applicant and Shri M.I. Khan, learned Presenting Officer for the Respondents.

2. It is informed that Shri A.M. Khadatkar, Ld. PO is not present. Therefore matter be taken up on 5.2.2020.

3. **S.O. to 5.2.2020.**

**Member (J)**

(sgj)

**O.A. No.126/2017 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

None for the Applicant. Heard Shri V.A. Kulkarni, learned Presenting Officer for the Respondents no.1 & 4 and Nandini Thete, Id. Advocate holding for N. Majithia, Ld. Advocate for respondents no.2 & 3.

2. **S.O. to two weeks.**

**Member (J)**

(sgj)

**O.A. No.550/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard H.D. Marathe, learned Advocate holding for S.N. Gaikwad, learned Advocate for the applicant and Shri S.A. Sainis, learned Presenting Officer for the Respondents.

2. **S.O. to two weeks.**

**Member (J)**

(sgj)



**O.A. No.954/2019 (S.B.)**

**Coram: Shri A.D. Karanjkar, Member (J)**

**Dated : 3.2.2020**

Heard Applicant in person and Shri H.K. Pande, learned Presenting Officer for the Respondents.

2. This OA be kept along with OA No.530/09 and CA No.289/08 in OA St. No.289/08 after two weeks.

3. **S.O. to two weeks.**

**Member (J)**

(sgj)